



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

AUG 20 2004

In re application of: Nag et al.

Attorney Docket No.: BEX1P004

Application No.: 10/681,827

Examiner: Not Assigned

Filed: October 7, 2003

Group: 1614

Title: DIPEPTIDE PHENYL ETHERS

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on August 18, 2004.

Signed: \_\_\_\_\_

Valerie Olsen

**CORRECTION OF INVENTORSHIP**  
**37 C.F.R. 1.48(a)**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request to correct the inventorship of the above-referenced application. The desired inventorship change is set forth below.

**ADDITION OF INVENTORS**

Please add the following previously unnamed persons as inventors of this application:

Shiv Kumar Agarwal  
Surendra Kumar Pandey

08/23/2004 HAL111 0000001 10681827

01 FC:1460

130.00 OP

ATTACHMENTS

Attached is:

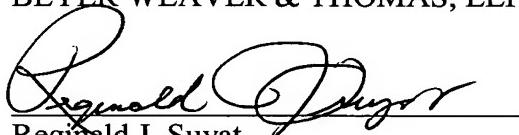
- a) A statement from each person being added as an inventor that the error in inventorship occurred without deceptive intention on his or her part.
- b) An oath or declaration by the actual inventor or inventors.
- c) A written consent of the assignee.

Check No. 9541 in the amount of \$130.00 is enclosed (37 C.F.R. § 1.17(i)).

The Commissioner is hereby authorized to charge any fees beyond the amount enclosed which may be required, or to credit any overpayment, to Deposit Account No. 500388 (Order No. BEX1P004).

Dated: August 18, 2004

Respectfully submitted,  
BEYER WEAVER & THOMAS, LLP

  
Reginald J. Suyat  
Registration No. 28,172

P.O. Box 778  
Berkeley, CA 94704-0778



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**STATEMENT OF PERSON BEING ADDED AS INVENTOR**  
**37 C.F.R. 1.48(a)**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I, Shiv Kumar Agarwal, hereby state that I was incorrectly not named as an inventor in the above-referenced patent application, and that this error in inventorship occurred without deceptive intention on my part.

Date: June 16, 2004

S. K. Agarwal

Shiv Kumar Agarwal



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**STATEMENT OF PERSON BEING ADDED AS INVENTOR**  
**37 C.F.R. 1.48(a)**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I, Surendra Kumar Pandey, hereby state that I was incorrectly not named as an inventor in the above-referenced patent application, and that this error in inventorship occurred without deceptive intention on my part.

Date: June 16, 2004

S. Pandey

Surendra Kumar Pandey



## DECLARATION AND POWER OF ATTORNEY FOR ORIGINAL U.S. PATENT APPLICATION

Attorney's Docket No. BEX1P004

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **Dipeptide Phenyl Ethers** the specification of which,

(check one)

1.  is attached hereto.
2.  was filed on October 7, 2003 as  
U.S. Application No. 10/681,827  
and was amended on \_\_\_\_\_.
3.  was filed on \_\_\_\_\_ as  
International PCT Application No. \_\_\_\_\_  
and was amended on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, CFR § 1.56.

### Prior Foreign Application(s)

I hereby claim foreign priority benefits under Title 35, United States code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

			Priority Benefits Claimed?
(Application No.)	(Country)	(Filing Date)	Yes <input type="checkbox"/> No <input type="checkbox"/>
_____	_____	_____	Yes <input type="checkbox"/> No <input type="checkbox"/>

### Provisional Application(s)

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

(Application No.)	(Filing Date)
_____	_____

**Prior U.S. Application(s)**

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application No.)	(Filing Date)	(Status - patented, pending, abandoned)
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(Application No.)	(Filing Date)	(Status - patented, pending, abandoned)
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**Power of Attorney**

And I hereby appoint the law firm of **Beyer Weaver & Thomas, LLP** and all practitioners who are associated with the Customer Number 022434 as my principal attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

**Direct Correspondence To:**

**Customer Number: 022434**

22434

**Direct Telephone Calls To:**

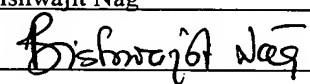
**Reginald J. Suyat at telephone number (510) 843-6200**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Typewritten Full Name of

Sole or First Inventor: Bishwajit Nag

Citizenship: USA

Inventor's signature: 

Date of Signature: July 07, 2004

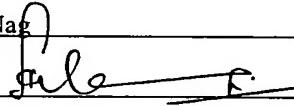
Residence: (City) Union City

(State/Country) California/USA

Post Office Address: 4952 Bridge Pointe Place, Union City CA 94587

Second Inventor: Abhijeet Nag

Citizenship: India

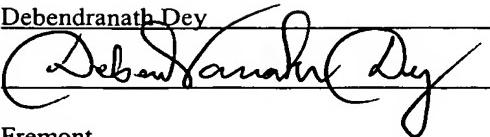
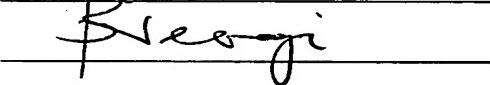
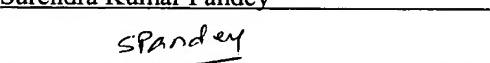
Inventor's signature: 

Date of Signature: July 07, 2004

Residence: (City) Fremont

(State/Country) California/USA

Post Office Address: 5083 Justin Terrace, Fremont CA 94555

Third Inventor:	<u>Debendranath Dey</u>	Citizenship: <u>India</u>
Inventor's signature:		Date of Signature: <u>7th July '04</u>
Residence: (City)	<u>Fremont</u>	(State/Country) <u>California/USA</u>
Post Office Address:	<u>34683 Agree Terrace, Fremont CA 94555</u>	
Fourth Inventor:	<u>Partha Neogi</u>	Citizenship: <u>India</u>
Inventor's signature:		Date of Signature: <u>July 7, 2004</u>
Residence: (City)	<u>Fremont</u>	(State/Country) <u>California/USA</u>
Post Office Address:	<u>41470 Timber Creek Terrace, Fremont, California 94539</u>	
Fifth Inventor:	<u>Shiv Kumar Agarwal</u>	Citizenship: <u>India</u>
Inventor's signature:		Date of Signature: <u>June 16, 04</u>
Residence: (City)	<u>Chennai-600 119</u>	(State/Country) <u>India</u>
Post Office Address:	<u>Plot #476/14 Old Mahabalipuram Road, Sholinganallur, Chennai-600 119</u>	
Sixth Inventor:	<u>Surendra Kumar Pandey</u>	Citizenship: <u>India</u>
Inventor's signature:		Date of Signature: <u>June 16, 2004</u>
Residence: (City)	<u>Chennai-600 119</u>	(State/Country) <u>India</u>
Post Office Address:	<u>Plot #476/14 Old Mahabalipuram Road, Sholinganallur, Chennai-600 119</u>	

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**CONSENT OF ASSIGNEE TO CORRECTION OF INVENTORSHIP**

**and RIGHT OF ASSIGNEE TO TAKE ACTION**

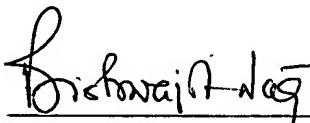
**37 C.F.R. 1.48(a) and 3.73(b)**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Bexel Pharmaceuticals, Inc., the assignee of the above-captioned application as evidenced by an assignment recorded at Reel 014439 Frame 0069 in the United States Patent and Trademark Office, hereby consents to the correction of inventorship in the above-captioned application in accordance with the papers filed herewith under 37 C.F.R. §1.48.

Date: 08-13-2004

  
\_\_\_\_\_  
Bishwajit Nag  
CEO